

**STATE OF INDIANA
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

PUBLIC NOTICE NO. 2001-6-I-F-P

DATE OF NOTICE: June 26, 2001

DATE APPEAL DUE: July 16, 2001

The Office of Water Quality issues the following permit action listed below:

NPDES PROPOSED PERMIT/MINOR - NEW

MOUNT PLEASANT UTILITIES LIC WWTP, southwest corner of SR 332 & I-69, Muncie, Indiana, NPDES Permit No. IN0061301. This minor semi-public wastewater treatment plant discharges 0.04 million gallons per day of treated sanitary wastewater into Pleasant Run Creek in DELAWARE COUNTY. Permit Writer: Jay Hanco at 317/233-0470.

GENERAL INFORMATION FOR APPEAL PROCEDURES

Any person affected by the issuance of the Final Permit may appeal by filing a *Petition for Administrative Review* with the Office of Environmental Adjudication (OEA) within eighteen (18) days after the Date of Notice of the Public Notice. Any appeal must be filed in accordance with IC 4-21, 5-3-7 and must include facts demonstrating that the party requesting appeal is the applicant, a person aggrieved or adversely affected, or otherwise entitled to review by law.

Timely filing: the *Petition for Administrative Review* must either: (1) **be received** by the Office of Environmental Adjudication (OEA) no later than the date notated as the Appeal Due Date; (2) **be postmarked** by the appeal date; or (3) **be received** from private carrier by the appeal date, verified by receipt issued by the carrier.

This *Petition for Administrative Review* represents a request for an Adjudicatory Hearing and must also:

(1) state the name and address of the person making the request; (2) identify the interest of the person making the request; (3) identify any persons represented by the person making the request; (4) state specifically the reasons for the request; state specifically the issues proposed for consideration at the hearing & (6) identify the permit terms and conditions which in the judgment of the person making the request, would be appropriate to satisfy the requirements of the law governing this type permit.

If the person filing the *Petition for Administrative Review* desires any part of the NPDES permit to be stayed pending the outcome of the appeal, a *Petition of Stay* must be included in the appeal request, identifying those parts to be stayed. Both petitions shall be mailed or delivered to the address listed here:
Phone: 317/232-8591.

**Environmental Law Judge
Office of Environment Adjudication
ISTA Building – STE 618
150 West Market Street
Indianapolis IN 46204**

Stay Time Frame: If the Petition (s) are filed within eighteen (18) days of the mailing of the Public Notice, the effective date of any part of the permit, within the scope of the *Petition for Stay* is stayed fifteen (15) days. The permit will become effective again at the expiration of the fifteen (15) days, unless or until an Environmental Law Judge stays the permit action in whole or in part.

Hearing Notification: Pursuant to Indiana Code, when a written request is submitted, the OEA will provide the petitioner or any person wanting notification, with the Notice of pre-hearing conferences, preliminary hearings, hearing stays, or orders disposing of the *Petition for Administrative Review*. The *Petition* must be filed in compliance with the procedures and time frames outlined herein. Procedural or scheduling questions regarding *Petition* should be directed to the OEA at 317/232-8591.

Additional Information

Copies of the Final Permit & related documents are on file & may be inspected at IDEM, Office of Water Quality/Permit Section, 12th FL/RM 1255, 100 N. Senate Avenue, Indianapolis, Indiana. **Please note: visitors must sign in at the west end Reception Desk.** Files can be viewed between 9:00 a.m. & 4:00 p.m., Monday-Friday, (copies 10¢ per page). A copy of the Final Permit is also on file & can be viewed at the local Health Department.